

IN THE CIRCUIT COURT OF RANDOLPH COUNTY, ALABAMA  
**RECEIVED**

**LORETTA O. BURKS,**

2006 APR 26 P 3:33

**Plaintiff,**

**vs.**

DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA.

**CIVIL ACTION NO.: CV 2006-054**

**VANNA DUONG, doing business as  
HUDDLE HOUSE OF ROANOKE,**

**Defendants.**

**NOTICE OF FILING REMOVAL**

**TO:** Ms. Kim S. Benefield  
Randolph County Circuit Clerk  
Post Office Box 328  
Wedowee, Alabama 36278

**Filed in Office**

APR 26 2006

S. Sanford Holliday  
Post Office Box 727  
Roanoke, Alabama 36274

**KIM S. BENEFIELD**  
Clerk of Circuit Court

Please take notice that the defendant, identified in plaintiff's Complaint as Vanna Duong, d/b/a Huddle House of Roanoke, more properly identified as Vanna's Food Management, Inc., d/b/a Huddle House, in the above-styled action, on the 26<sup>th</sup> day of April, 2006, filed it's Petition of Removal on behalf of this defendant, Vanna's Food Management, Inc., d/b/a Huddle House, and have filed a copy of this Notice of Filing Removal in the office of the Clerk in the United States District Court for the Middle District of Alabama, Eastern Division.

This Notice of Removal is based upon 28 U.S.C. §1332 based upon diversity of jurisdiction of the parties. Said defendant filed contemporaneously herewith its Notice of Removal setting forth with particularity the specific grounds for removal.

Submitted this the 26<sup>th</sup> day of April, 2006.

**Notice of Filing Removal**

Loretta O. Burks v. Vanna Duong d/b/a Huddle House of Roanoke  
Circuit Court for Randolph County, Alabama  
Civil Action No.: CV-2006-054  
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Respectfully submitted,

  
Todd N. Hamilton (HAM041)

  
Robert B. Stewart (STE124)

Attorneys for Defendant, Vanna's Zfodd Management, Inc., d/b/a Huddle House

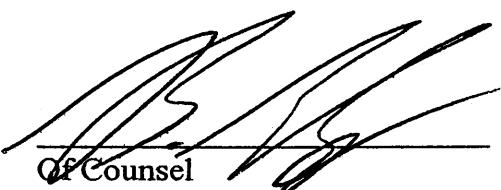
**OF COUNSEL:**

**SMITH, SPIRES & PEDDY, P.C.**  
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Suite 200  
Birmingham, Alabama 35203  
(205) 251-5885  
(205) 251-8642 facsimile

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been served upon the following individuals by placing a copy thereof in the United States mail, postage prepaid, on this 26th Day of April, 2006.

S. Sanford Holliday  
Post Office Box 727  
Roanoke, Alabama 36274

  
Of Counsel